



JAMES A. NOYES, Director

# COUNTY OF LOS ANGELES

## DEPARTMENT OF PUBLIC WORKS

900 SOUTH FREMONT AVENUE  
ALHAMBRA, CALIFORNIA 91803-1331  
Telephone: (626) 458-5100  
www.ladpw.org

ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

IN REPLY PLEASE  
REFER TO FILE: **C-1**

November 7, 2002

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, CA 90012

Dear Supervisors:

**RESOLUTION AUTHORIZING EMERGENCY WORK  
CONSTRUCTION OF MUDFLOW PROTECTION BARRIERS AND  
REPAIR OF BIG DALTON DAM ACCESS ROAD RETAINING WALL  
SUPERVISORIAL DISTRICT 5  
4 VOTES**

**IT IS RECOMMENDED THAT YOUR BOARD:**

1. Find that the public interest and necessity demand immediate action to (1) construct debris barriers at several locations to provide protection to downstream facilities from mudflows resulting from the recent fires, and (2) repair an access road retaining wall at Big Dalton Dam to ensure reliable vehicular access to the dam and reservoir.
2. Find that this project is exempt from the provisions of the California Environmental Quality Act.
3. Adopt the enclosed Resolution in the form previously approved by County Counsel and, pursuant to Section 22050 of the Public Contract Code, authorize the Director of Public Works to negotiate and execute contracts on behalf of the County, in an amount not to exceed a total of \$500,000, to procure the necessary equipment, services, and supplies for the modifications necessary to ensure effective operation of the flood control facilities and to prevent potential damage to downstream improvements which could be caused by mudflows during the upcoming storm season.

### **PURPOSE /JUSTIFICATION OF THE RECOMMENDED ACTION**

This action will authorize the Director of Public Works to execute emergency contracts for the construction of protective debris barriers at several locations including, but not limited to, San Gabriel, Morris, San Dimas, and Big Dalton Dams to prevent damage that could be caused by mudflows during the upcoming storm season. The work will also include the repair of an access road retaining wall at Big Dalton Dam damaged during the fire.

The Williams fire burned much of the area adjacent to these facilities. Since sediment production increases dramatically when a watershed burns, a moderate storm could produce significant mudflows that could damage downstream improvements.

We are presently preparing plans for the necessary structural measures and repairs and will be ready to negotiate contracts in the very near future.

### **Implementation of Strategic Plan Goals**

This action is consistent with the County Strategic Plan Goal of Service Excellence since it will enhance our ability to provide effective flood protection to downstream improvements.

### **FISCAL IMPACT/FINANCING**

The cost of the required contract services are expected to be in the range of \$350,000 to \$500,000 depending upon the scope of work required to make the necessary structural improvements and repairs. Funds are available in the Fiscal Year 2002-03 Flood Control District Budget.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

Section 22050, Emergency Contracting Procedures, of the Public Contract Code provides that in the case of an emergency, a public agency, pursuant to a four-fifths vote of the governing body, may take any directly related and immediate action required by that emergency, and procure the necessary equipment, services, and supplies for those purposes, without advertising for bids prior to awarding contracts. Before taking any such action, the public agency shall make a finding, based on substantial evidence set forth in the minutes of its meeting, that the emergency will not permit a delay resulting from a competitive solicitation for bids and that the action is necessary to respond to the emergency. The governing body, by a four-fifths vote, may delegate to the Director of Public Works the authority to order any action required by that emergency.

The plans and specifications for the mudflow protection barriers and repair of the Big Dalton access road retaining wall will include the contractual provisions, workmanship standards, and equipment requirements necessary for the prosecution of these projects. The contract agreements will be in the form previously approved by County Counsel.

### **ENVIRONMENTAL DOCUMENTATION**

This work is categorically exempt pursuant to California Public Resources Code 21080b4 and California State CEQA Guidelines 15269(c) and Class 1, Subsection (i), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987.

### **CONTRACTING PROCES**

This work will be contracted on a negotiated basis following the compilation of a short list of qualified contractors.

The project specifications will contain provisions (1) requiring the contractors to comply with the County's Child Support Compliance Program, (2) requiring the contractors to report solicitations of improper consideration by County employees and allowing the County to terminate the contract if it is found that the contractors offered or gave improper consideration to County employees, and (3) requiring the contractors to comply with the requirements of the Contractor Employee Jury Service Program.

The project specifications will also contain a provision that, should the contractors require additional or replacement personnel to fill employment openings, consideration shall be given to hiring qualified participants in the County's Greater Avenues for Independence (GAIN) Program.

### **IMPACT ON CURRENT SERVICES**

Contracting for these services will supplement County forces and expedite the necessary improvements and repairs before the winter rains. If this work is not executed, access to and the ability to operate and maintain these facilities could be severely compromised.

The Honorable Board of Supervisors  
November 7, 2002  
Page 4

**CONCLUSION**

Please return one approved copy of this letter and resolution to the Department of Public Works.

Respectfully submitted,

JAMES A. NOYES  
Director of Public Works

DAJ:pb

A:\emergencywork-mudflow.wpd

Enc.

cc: Chief Administrative Office  
County Counsel  
Office of Affirmative Action Compliance

**RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO  
NEGOTIATE CONTRACTS FOR CONSTRUCTION OF MUDFLOW PROTECTION  
BARRIERS AND REPAIR OF BIG DALTON DAM ACCESS ROAD RETAINING WALL  
AND TO PREPARE AND EXECUTE THESE CONTRACTS ON BEHALF OF THE  
COUNTY**

WHEREAS, the Williams fire in the Angeles National Forest has burned the watershed adjacent to several flood control facilities including San Gabriel, Morris, San Dimas, and Big Dalton Dams; and

WHEREAS, as a result of these fires, damaging mudflows could occur during moderate to heavy storms; and

WHEREAS, mudflows could significantly damage downstream facilities; and

WHEREAS, construction of structural barriers are necessary in order to minimize the risk of damaging these facilities; and

WHEREAS, critical access to the reservoir area behind Big Dalton Dam and interior portions of the Angeles National Forest could be cut off if an access road retaining wall is not repaired; and

WHEREAS, access to the reservoir area behind Big Dalton Dam is essential to clean out and remove floating debris and sediment that will accumulate within the reservoir as a result of the fires; and

WHEREAS, storm season began on October 15 and winter rains are anticipated to begin shortly; and

WHEREAS, the public interest and necessity demand immediate action to construct these improvements and make these repairs; and

WHEREAS, the clear and imminent danger will not permit a delay resulting from the competitive solicitation of bids for the services required to construct these improvements and make these repairs;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors that (1) immediate emergency work is necessary in order to protect access to and operation of these facilities, and (2) the Board hereby authorizes the Director of Public Works to negotiate contracts, without advertising for bids, for the construction of mudflow protection barriers at several locations, including but not limited to, San Gabriel, Morris, San Dimas, and Big Dalton Dams to minimize the risk of damage to these facilities during the winter rains, pursuant to Section 22050 of the Public Contract Code, and to prepare and execute these contracts in the form previously approved by County Counsel on behalf of the County.

The foregoing resolution was on the \_\_\_\_\_ day of \_\_\_\_\_, 2002, adopted by the Board of Supervisors of the County of Los Angeles and ex-officio the governing body of all other special assessment and taxing districts, agencies, and authorities for which said Board so acts.

VIOLET VARONA-LUKENS  
Executive Officer of the  
Board of Supervisors of the  
County of Los Angeles

By \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:

LLOYD W. PELLMAN  
County Counsel

By \_\_\_\_\_  
Deputy